



UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, D.C.

Issued by the Department of Transportation on November 6, 1998

NOTICE OF ACTION TAKEN -- DOCKET OST-98-4682

This serves as notice to the public of the action described below, taken by the Department official indicated (no additional confirming order will be issued in this matter).

Applicant: **Ladeco, S.A.**

Date Filed: October 30, 1998

Relief requested: Exemption from 49 U.S.C. § 41301 to (1) engage in scheduled foreign air transportation of property and mail between Chile and the coterminal points New York, New York, and Los Angeles, California, via intermediate points; and (2) serve its authorized U.S. gateways as coterminal points.¹

If renewal, date and citation of last action: New authority

Applicant representative: Charles J. Simpson, Jr. (202) 298-8660

Responsive pleadings: None filed.

DISPOSITION

Action: Approved

Action date: November 6, 1998

(We acted on this application without awaiting expiration of the 15-day answer period with the consent of all parties.)

Effective dates of authority granted: November 6, 1998-November 6, 1999

Basis for approval (bilateral agreement/reciprocity): 1989 U.S.-Chile Air Transport Agreement, as amended

Except to the extent exempted/waived, this authority is subject to the terms, conditions, and limitations indicated:

X Standard exemption conditions (attached)

Special conditions/Partial grant/Denial basis/Remarks: In its application, Ladeco also seeks to register the trade name "Fast Air" under 14 CFR Part 215. Pursuant to Part 215, we compared the proposed name Fast Air with our list of names used by existing certificated, commuter and foreign air carriers and with those applications seeking new authority. Our review determined that no similarly named carrier(s) needs to be served. This notice acknowledges registration of the trade name "Fast Air" under 14 CFR Part 215 and constitutes notice thereof under § 215.6 of our regulations.

Action taken by: Paul L. Gretch, Director
Office of International Aviation

Under authority assigned by the Department in its regulations, 14 CFR Part 385, we found that (1) the applicant was qualified to perform the proposed operations; (2) immediate action was required and was consistent with Department policy; (3) grant of the authority was consistent with the public interest; and (4) grant of the authority would not constitute a major regulatory action under the Energy Policy and Conservation Act of 1975. To the extent not granted/deferred/dismissed, we denied all requests in the referenced Docket. We may amend, modify, or revoke the authority granted in this Notice at any time without hearing at our discretion.

Persons entitled to petition the Department for review of the action set forth in this Notice under the Department's regulations, 14 CFR § 385.30, may file their petitions within ten (10) days after the date of issuance of this Notice. This action was effective when taken, and the filing of a petition for review will not alter such effectiveness.

An electronic version of this document is available on the World Wide Web at:
<http://dms.dot.gov/general/orders/aviation.asp>

¹ Ladeco states that it is seeking this authority in connection with the planned merger of Fast Air Carrier, S.A. (Fast Air) into Ladeco (Ladeco and Fast Air are subsidiaries of Lan Chile, S.A.). The subject merger will become effective on or about November 17, 1998, at which time Fast Air will cease to exist as a separate corporate entity. The assets of Fast Air, including its aircraft, will become assets of Ladeco. Thereafter, the all-cargo services previously operated by Fast Air will be operated by Ladeco.